

DEC 14 2011

Mark NadelFederal Communications Commission
Office of the Secretary

From: Sima [Sima@chabadeducation.com]
Sent: Friday, December 09, 2011 2:31 PM
To: Mark Nadel
Subject: application # 799949

CC Docket 02-6

Dear Mark Nadel,

Thank you for the opportunity to explain our situation.

Application 799949 was filed on March 16, 2011. The school was closed from April 15, 2011 through April 27, 2011 for the Passover Holiday. School reopened on April 28, 2011 whereby I saw the Urgent Notification that Attachment 21's were still due. I E-mailed the attachments that day to USAC. Unknown to me, the e-mail server which had been unattended throughout the holiday had developed some anomalies whereby some e-mails were never sent nor were some incoming e-mails received. It was not until July 2011 that a FCDL was issued denying our FRNS due to failing to file Attachment 21's on time did I realize there had been a problem. Our IT administrator did an historical check of our network system and found that during the April vacation a power surge occurred and effected the operation system of the e-mail server. I had every reasonable expectation that my Attachment 21's were sent and received by USAC.

I appreciate your help in this matter,

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12/13/2011